

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
EMP-134US

In Re Application Of: Forman

AUG 11 2004

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/826,854	04/16/2004	Not Yet Known	24314	2859	2085

Title: Double-Banded Vial for Use with Level

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
 (Under 37 CFR 1.97(b) or 1.97(c))

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In Re Application: **Forman**

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 AUG 11 2004  
 PATENT & TRADEMARK  
 OFFICE

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10/826,854	04/16/2004	Not Yet Known	24314	2859	2085

**Double-Banded Vial for Use with Level**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

A check in the amount of \_\_\_\_\_ is attached.

The Director is hereby authorized to charge and credit Deposit Account No. **10-0270** as described below.

Charge the amount of \_\_\_\_\_

Credit any overpayment.

Charge any additional fee required.

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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. \_\_\_\_\_)

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 (Date)

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 Signature

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 Typed or Printed Name of Person Signing Certificate

**Certificate of Mailing by First Class Mail**

I certify that this document and fee is being deposited on **August 9, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Chris Wipper*

\_\_\_\_\_  
 Signature of Person Mailing Correspondence

Chris Wipper

\_\_\_\_\_  
 Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

*James P. Delaney*  
 Signature  
 James P. Delaney, Reg. No. 45,578  
 Jansson, Shupe & Munger, Ltd.  
 245 Main Street  
 Racine, WI 53403  
 262/632-6900

Dated: **August 9, 2004**

CC:

<p style="text-align: right;">O P E INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)</p> <p style="text-align: right;">AUG 11 2004</p> <p style="text-align: right;">PATENT &amp; TRADEMARK OFFICE</p>				Docket Number (Optional) <b>EMP-134US</b>		Application Number <b>10/826,854</b>		
				Applicant(s) <b>Forman</b>				
				Filing Date <b>April 16, 2004</b>		Group Art Unit <b>2859</b>		
				<b>U.S. PATENT DOCUMENTS</b>				
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		1,082,163	12/23/1913	Lung				
		5,207,004	05/04/1993	Gruetzmacher				
		5,414,937	05/16/1995	Denley				
		5,749,152	05/12/1998	Goss et al.				
		6,546,638	04/15/2003	Beyer				
<b>U.S. PATENT APPLICATION PUBLICATIONS</b>								
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<b>FOREIGN PATENT DOCUMENTS</b>								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>								
EXAMINER				DATE CONSIDERED				
<p><b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>								